IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 89 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SURESHBHAI MORARBHAI JADAV

Versus

STATE OF GUJARAT

Appearance:

None present for Petitioner

MS HANSA PUNANI, APP, for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 09/02/2000

ORAL JUDGEMENT

Heard the learned counsel for the respondents and perused the special criminal application.

The accused is praying for releasing him on parole leave of 15 days to have his MKI test from some

private clinic. He was sent for MKI test at Civil Hospital, Ahmedabad but on that day that test was not undertaken. The reason given is that the machine for the said test was not working on that date. On last time if the reasons for which the petitioner may not be responsible that test could not be conducted at Civil Hospital, Ahmedabad the authority should have sent him for that test again. The District Magistrate may examine the matter afresh and if he considers appropriate, the petitioner may be sent to Civil Hospital at Ahmedabad for the said test. Rule and special criminal application stand disposed of accordingly with no order as to costs.

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